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MORGAN & FINNEGAN, L.L.P. 3 WORLD FINANCIAL CENTER NEW YORK, NY 10281-2101			BELOUSOV, ANDREY	
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#### **ADVISORY ACTION**

This action is responsive to the After Final Amendment filed on May 21, 2008.

#### ***Response to Arguments***

1. Applicant's arguments filed May 21, 2008 have been fully considered but they are not persuasive. The Applicant argues that the rejection of claim 1 based on a combination of features of the sub-menu discussed in the "Menus" section of page 4 of NeXT with features of the icons in the application dock described in the "Application Icons" section on page 5 of NeXT is improper, because these are two distinct aspects. The Examiner respectfully disagrees, because claim 1 likewise treats the accessed menu distinctly, or to put it another way, without association to the "a list of menu options." The Examiner notes that there is patentable difference between a limitation to "compile a list of menu options" and "compile a list of menu options *from the accessed menu.*"